

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Coram

Dated: 06.02.2017

The Honourable Mr. JUSTICE M.SATHYANARAYANAN

Writ Petition No.2835 of 2017

V.Kolanjinathan

... Petitioner

-Vs-

1. The Principal Secretary to Government,
Social Welfare and Nutritious Meal,
Programme Scheme Department,
Chennai.

2. The Commissioner of Social Welfare,
Chennai - 600 032.

... Respondents

Writ Petition has been filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the 1st respondent to dispose of the appeal dated 04.12.2015 filed by the petitioner by fixing the earliest date for deciding the same on merits.

For Petitioner : Mr.S.Ramesh Kumar

For Respondents : Mr.P.Senthilvel, Government Advocate.

O R D E R

By consent, the writ petition is taken up for final disposal.

2. The petitioner, who was working as Junior Assistant in the office of the Child Welfare Program, Thirunavalur, Villupuram District, was initially placed under suspension in contemplation of the disciplinary proceedings and thereafter, the disciplinary proceedings culminated into removal from service vide proceedings of the 2nd respondent dated 30.10.2015. The petitioner, challenging the legality of the said order, filed an appeal before the 1st respondent on 04.12.2015 and since the said appeal having not been given disposal, he came forward to file this writ petition.

3. Heard the submission of the learned counsel for the petitioner and Mr.P.Senthilvel, learned Advocate who accepts

notice on behalf of the respondents.

4. Learned counsel for the petitioner would submit that despite the appeal filed by the petitioner was taken on file by the 1st respondent, no final order has been passed so far. Therefore, the petitioner has filed this writ petition.

5. This Court, taking into consideration the limited scope of the prayer sought for by the petitioner, directs the first respondent to dispose of the appeal memorandum of the petitioner dated 04.12.2015, on merits and in accordance with law and pass orders within a period of eight weeks from the date of receipt of a copy of this order and communicate the decision taken to the petitioner. The writ petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

vsi

To

1. The Principal Secretary to Government,
Social Welfare and Nutritious Meal,
Programme Scheme Department,
Chennai.

2. The Commissioner of Social Welfare,
Chennai - 600 032.

+lcc to Mr.S. Ramesh Kumar, Advocate, S.R.No.7312
+lcc to the Government Pleader, S.R.No.7815

ev (CO)
md(24/02/2017)

WEB COPY

Writ Petition No.2835 of 2017